

## PROFESSIONAL LICENSURE DIVISION[645]

### Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 147.76, the Board of Dietetics hereby gives Notice of Intended Action to rescind Chapter 80, "Administrative and Regulatory Authority for the Board of Dietetic Examiners," to amend Chapter 81, "Licensure of Dietitians," Chapter 82, "Continuing Education for Dietitians," and Chapter 83, "Discipline for Dietitians," and to rescind Chapter 84, "Fees," Iowa Administrative Code.

These proposed amendments rescind chapters and rules that duplicate existing rules in 645—Chapters 4 and 5; eliminate outdated or duplicative language in the requirements for licensure, continuing education, and discipline; revise grounds for discipline to be consistent with changes in Iowa Code chapter 147; and provide for web-based reporting of name and address changes by licensees.

Any interested person may make written comments on the proposed amendments no later than August 20, 2008, addressed to Sharon Dozier, Professional Licensure Division, Department of Public Health, Lucas State Office Building, Des Moines, Iowa 50319-0075; E-mail [sdozier@idph.state.ia.us](mailto:sdozier@idph.state.ia.us).

A public hearing will be held on August 20, 2008, from 10 to 11 a.m. in the Fifth Floor Board Conference Room, Lucas State Office Building, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the proposed amendments.

These amendments are intended to implement Iowa Code chapters 21, 147, 152A and 272C.

The following amendments are proposed.

ITEM 1. Rescind and reserve **645—Chapter 80**.

ITEM 2. Strike the words "board of dietetic examiners" wherever they appear in **645—Chapter 81**~~**645—Chapter 82**~~~~**645—Chapter 83**~~ and insert the words "board of dietetics" in lieu thereof.

ITEM 3. Rescind and reserve rules  
**645—81.8(152A)**~~**645—81.11(147)**~~~~**645—81.12(147)**~~~~**645—81.14(17A,147,272C)**~~.

ITEM 4. Rescind and reserve rules  
**645—82.4(152A,272C)**~~**645—82.5(152A,272C)**~~~~**645—82.6(152A,272C)**~~~~**645—82.9(152A,272C)**~~.

ITEM 5. Amend subrule 83.2(2), as follows:  
**83.2(2)** Professional ~~incompetency~~ incompetence. Professional ~~incompetency~~ incompetence includes, but is not limited to:

ITEM 6. Amend subrule 83.2(11) as follows:  
**83.2(11)** Conviction of a ~~felony~~ crime related to the profession or occupation of the licensee or the conviction of any ~~felony~~ crime that would affect the licensee's ability to practice dietetics. A copy of the record of conviction or plea of guilty shall be conclusive evidence.

ITEM 7. Amend subrule 83.2(25) as follows:  
**83.2(25)** Failure to report a change of name or address within 30 days after it occurs. Name and address changes may be reported on the form provided by the board at: [www.idph.state.ia.us/licensure](http://www.idph.state.ia.us/licensure).

ITEM 8. Rescind and reserve rule **645—83.5(152A)**.

ITEM 9. Rescind and reserve **645—Chapter 84**.